

Jorge Alejandro Rojas  
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Plaintiff in Pro Se  
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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

JORGE ALEJANDRO ROJAS,  
  
Plaintiff,  
  
v.  
  
UNPLUGGED MEDIA, LLC, et al,  
  
Defendants.

Case No. 2:23-cv-02667-SPG-KS

District Judge Sherilyn Peace Garnett  
Magistrate Judge Karen L. Stevenson

**REQUEST FOR ELECTRONIC  
APPEARANCE VIA ZOOM**

Plaintiff, Jorge Alejandro Rojas, pursuant to this Court's Requirements and Procedures, requests the ability to attend the April 17, 2024 Hearings on Plaintiff's Motion to File Second Amended Complaint (Dkt. 48) and Defendant Alexander Bykhovsky's Motion to Dismiss Plaintiff's First Amended Complaint or in the Alternative to Strike Service (Dkt. 46) via Zoom<sup>1</sup>.

Pursuant to L.R. 7-3, Plaintiff attempted to confer with Defendant Alexander Bykhovsky, who has stated "I'm not in the country, I don't consent to the Court's jurisdiction over me." Exhibit 1, Declaration of J. Rojas ("Rojas Dec'l") ¶ 3. Plaintiff has

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<sup>1</sup> A motion to set aside entry of default is also pending – but has no hearing date and Defendant did not confer prior to filing. Dkt. 50. Plaintiff has filed notice of his non-opposition. Dkt. 51.

1 been unable to confer with the corporate Defendant Unplugged Media, LLC because they  
2 are in default (Dkt. 30) and Plaintiff is unaware of counsel for the same.

3 Mr. Bykhovsky claims to be in Panama. He has represented that to Plaintiff (Dkt.  
4 25-1 ¶ 3) as well as in this Court's filings (Dkt. 46 p. 2), although in at least one filing he  
5 has stated that he is in Puerto Rico (Dkt. 40 p. 2).

6 Plaintiff commenced this action under the Telephone Consumer Protection Act, 47  
7 U.S.C. § 227, initially naming Defendants which have since been dismissed with prejudice.  
8 The operative complaint names Unplugged Media, LLC, and Alexander Bykhovsky, and  
9 was filed in this District in part because Plaintiff was visiting family in this District when  
10 he received one of the telephone calls at issue in this action.

11 Default pursuant to Fed. R. Civ. P. 55(a) has been entered as to the corporate entity.  
12 Dkt. 30. Plaintiff thereafter sought alternative service on Defendant Bykhovsky (Dkt. 25),  
13 which the Court granted (Dkt. 36). Plaintiff sought electronic appearance for that hearing  
14 (Dkt. 33) which the Court granted (Dkt. 34). Bykhovsky has since appeared. Bykhovsky  
15 now moves to dismiss the operative complaint and strike service. For the reasons set forth  
16 in Plaintiff's response, Bykhovsky's motions should be denied. Plaintiff has also moved  
17 for leave to file a Second Amended Complaint. Dkt. 48. The Second Amended Complaint  
18 includes new calls allegedly made by Defendants, removes references to dismissed  
19 Defendants, and includes additional new parties which Plaintiff has identified as liable for  
20 the alleged conduct in this action.

21 Plaintiff seeks to appear via Zoom for the hearings on these motions. Bykhovsky  
22 does not appear to intend to appear in person.

23 The basis for the electronic appearance request is primarily due to Plaintiff's work  
24 schedule and location. Plaintiff notes that while he now works a different job than his first  
25 electronic appearance request in this case, that similar reasons exist to grant this request.  
26 Plaintiff lives in Bolingbrook, Illinois, a suburb of Chicago, and would need to pay for air  
27 travel to attend the hearing, and miss at least one, and possibly two, days of work to attend  
28 the hearing in person and arrange to make sure his work obligations are covered by another

1 individual. Rojas Dec'l ¶ 6. Plaintiff also has a prior commitment of vacation beginning  
2 April 19, 2024 and being able to attend the hearing virtually will mitigate compression on  
3 his schedule related to his work and personal obligations. Rojas Dec'l ¶ 6. Plaintiff  
4 recognizes that he commenced this action in this venue, primarily because he viewed it as  
5 the appropriate forum given Defendants made the telephone call to Plaintiff, who has a 424  
6 "in district" area code, while he was present within the District.

7 Plaintiff believes the parties resources would be conserved utilizing a Zoom  
8 appearance, as it would reduce the expenses necessary in this case (primarily the air fare,  
9 fares which range from \$200-300) as well as allow Plaintiff to attend the hearing with  
10 minimal interruption to his work requirements and obligations. Plaintiff believes that it is  
11 unlikely any Defendant will attend the in person hearing, considering that Bykhovsky has  
12 stated he is in Panama and "It is logistically impossible for me to address this until/unless  
13 I move back to the United States." Rojas Dec'l ¶ 7.

14 Plaintiff believes that his motion to amend and his response to Bykhovsky's motions  
15 address why Plaintiff's motion should be granted and why Defendant's motion should be  
16 denied and would consent to a waiver of oral argument. Nevertheless, Plaintiff believes  
17 that any questions the Court may have can be answered virtually via the Zoom platform  
18 with oral argument.

19 Plaintiff respectfully requests the Court allow Plaintiff to appear via Zoom for the  
20 hearing. A proposed order consistent with the relief requested is included.

21 Respectfully submitted,

22 Dated: March 31, 2024.

23 /s/ Jorge Alejandro Rojas  
24 Jorge Alejandro Rojas  
25 [Rojas.jorge96@gmail.com](mailto:Rojas.jorge96@gmail.com)  
26 Plaintiff in Pro Se  
27 557 Cambridge Way  
28 Bolingbrook, IL 60440  
(424) 219-1582

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1 **CERTIFICATE OF SERVICE**

2 A copy of this filing will be mailed to each Defendants last known address and/or  
3 registered agent via USPS Mail. As to Defendant Unplugged Media, LLC, it will be sent  
4 to its resident agent, PRelocate, LLC, 954 Ave Ponce de Leon, Suite 205, SAN JUAN, PR,  
5 00907. As to Defendant Bykhovsky, it will be sent to 40 Calle Elbrus, Panama City,  
6 Panama 0801. These documents will be deposited by Plaintiff into a mailbox for mailing  
7 on the same or next business day. A copy will also be sent via e-mail to  
8 [alexgoldlv@gmail.com](mailto:alexgoldlv@gmail.com)<sup>2</sup>.

9 Dated: March 31, 2024.

10 */s/ Jorge Alejandro Rojas*

11 **L.R. 11-6.1 CERTIFICATE OF COMPLIANCE**

12 The undersigned, Plaintiff Jorge Alejandro Rojas, certifies that this brief contains 1011  
13 words, based upon Microsoft Word's calculation, which complies with the word limit of  
14 L.R. 11-6.1.

15 Dated: March 31, 2024.

16 */s/ Jorge Alejandro Rojas*  
17 JORGE ALEJANDRO ROJAS  
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27 <sup>2</sup> Defendant has not consented to receipt of documents via e-mail, but Plaintiff is  
28 nevertheless emailing him said document.